

Fox River Bond

BILL NO. S-85-10-33 (as amended) (as amended)

SPECIAL ORDINANCE NO. *D-227-85*

AN ORDINANCE amending Article IX of Chapter 17 of The Municipal Code entitled "Buses, Trucks and other Heavy Vehicles"

WHEREAS, Article IX of Chapter 17 of The Fort Wayne Municipal Code is in need of revision.

NOW, THEREFORE BE IT ORDAINED BY THE COMMON COUNCIL OF FORT WAYNE, INDIANA:

SECTION 1. That Article IX of Chapter 17 is hereby repealed and replaced with a new Article IX of Chapter 17 of The Municipal Code entitled "Buses, Trucks and other Heavy Vehicles", which new Article is annexed hereto.

SECTION 2. That this ordinance shall be in full force and effect on the 10th day of January, 1986, providing, it is first passed by the Common Council and receives all necessary approval by the Mayor, and is duly published prior to said effective date.

Charles B. Reed
Councilmember

Approved as to form and legality

Stanley A. Levine
Stanley A. Levine, Council Attorney

Read the first time in full and on motion by Burns, seconded by Burns, and duly adopted, read the second time by title and referred to the Committee Regulation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.S

DATE: 10-22-85 Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Stier, seconded by Henry, and duly adopted, placed on its passage. PASSED (~~LOST~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>6</u>	<u>3</u>	_____	_____	_____
<u>BRADBURY</u>	_____	<u>✓</u>	_____	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	_____	<u>✓</u>	_____	_____	_____
<u>GiaQUINTA</u>	<u>✓</u>	_____	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	_____	<u>✓</u>	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 11-26-85 Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (~~APPROPRIATION~~) (~~GENERAL~~) (~~SPECIAL~~) (~~ZONING MAP~~) ORDINANCE (~~RESOLUTION~~) NO. 227-85 on the 26th day of November, 1985,

ATTEST: (SEAL) Mark E. GiaQuinta
Sandra E. Kennedy PRESIDING OFFICER
SANDRA E. KENNEDY, CITY CLERK

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27th day of November, 1985, at the hour of 1:00 o'clock P. M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 5th day of December, 1985, at the hour of 3:30 o'clock P. M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

Revised: November 19, 1985

PROPOSED TRUCK ORDINANCE AMENDMENTS

ARTICLE IX. BUSES, TRUCKS AND OTHER HEAVY VEHICLES

Sec. 17-77. Intercity buses - Routes.

Any intercity common carrier of passengers, duly authorized to operate upon the streets of this city, shall operate its vehicles and maintain and provide service only upon the routes as numbered and described in Schedule 15, maintained on file in the office of the Traffic Engineer. (Ord. 2726, 1.)

Sec. 17-78. Same - Loading zones.

No intercity common carrier or passenger vehicle shall stop, stand or park within the business district of this city, except at the loading zones described in Schedule 16, maintained on file in the office of the Traffic Engineer. (Ord. 2726, 1.)

Sec. 17-79. Other city buses - Routes.

Any common carrier of passengers, other than intercity, duly authorized to operate upon the streets of this city shall operate its vehicles only on the routes prescribed in the franchise agreement between this city and such carrier. (Ord. 2726, 1.)

Sec. 17-80. Same - Loading zones.

Every common carrier of passenger vehicles, other than intercity, shall stop for the purpose of loading or unloading passengers within this city only at either (1) loading zones from time to time duly determined, designated and signed by the Board of Public Safety, or

(2) In the absence of such a duly determined, designated and signed loading zone, in any block at such place in the block as the operator of such vehicle shall determine from time to time to be in the safety and convenience of the passengers. (Ord. 2726, 1.; Ord. 2737, 1.)

Sec. 17-81. Restrictions on loading and unloading buses.

No common or contract carrier of passenger vehicles shall load or unload any passengers until such vehicle is parallel to the curb and not more than one foot distant therefrom, except when prevented from so doing by an obstruction or other condition beyond its control. If there is no curb, all loading and unloading shall be done in such a manner as to cause no obstruction to the regular flow of traffic. (Ord. 2726, 1.; Ord. 2737, 1.)

Sec. 17-82. Definitions.

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meaning given herein. When inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- (a) "City" is the City of Fort Wayne.
- (b) "County" is Allen County, Indiana.
- (c) "Deviating Truck" is a truck which leaves and departs from a truck route while travelling inside the City.
- (d) "Person" is any person, firm, partnership, association, corporation, company or organization of any kind.
- (e) "Truck" is any vehicle designed or operated for the transportation of property, and which is licensed to carry a combined body and load weight exceeding 30,000 pounds.
- (f) "Truck Route" is a way over certain streets, as designated herein, over and along which trucks coming into and going out of the City must operate.
- (g) "Residential Area" is a combination of contiguous city blocks having the majority of land use patterns whose primary use can be seen to be residential in nature as described in the Zoning Map maintained on file in the office of the Traffic Engineer.

Sec. 17-83. Application of Regulation.

All trucks within the City shall be operated only over and along the truck routes herein established and on the other designated streets over which truck travel is permitted.

(1) Exceptions. This Ordinance shall not Prohibit:

- a) the deviation of a truck from a designated truck route, providing the truck:
 - 1.) has a destination point in Allen County, and
 - 2.) remains on the designated truck route it reaches the intersection nearest its destination point.
- b) the deviation of a truck from a designated truck route, providing the truck:
 - 1.) has an origination point not on a designated truck route, and
 - 2.) proceeds from its place of origination along the most direct path to a designated truck route.

(c) Emergency vehicles. The operation of emergency vehicles upon any street in the City.

(d) Public utilities. The operation of trucks owned or operated by the City, public utilities, any contractor or material man, while engaged in the repair, maintenance or construction of streets, street improvements, or street utilities within the City.

(e) Detoured trucks. The operation of trucks upon any officially established detour in any case where such truck could lawfully be operated upon the street for which such detour is established, whether by reason or an emergency, said detour is temporary, permanent, or established.

(f) Farm vehicles. The operation of farm vehicles when loaded with farm crops having a point of origin within the County or a point of destination within the County upon truck routes and those streets designated in Sec. 17-85. For purposes of this ordinance, any truck hauling farm crops is a farm vehicle loaded with farm crops.

(2) Truck traffic in residential areas prohibited during certain hours. Trucks shall not be operated in or through a residential area between the hours of 10 o'clock p.m. and 6 o'clock a.m., excepting designated state highway routes, and as described in Section 17-83 (1) Exceptions (a), (b), (c), (d) and (e).

Sec. 17-84. Truck routes established.

There is hereby established within the City the following "Truck Routes":

(a) Outside Origin; Outside Destination. All trucks entering the City from a point of origin outside the County for destination points outside the County shall operate only over the designated routes.

Sec. 17-85. Designated streets for truck use.

In addition to those streets in the City constituting a part of a truck route as established herein, the following streets as described in Section 17-83 (1) Exceptions (a), (b), (c), (d) and (e) shall be used for truck traffic.

Sec. 17-86. Truck traffic in the City.

(1) Trucks originating outside of the County.

(a) One inside destination point. All trucks entering the City for a destination point in the City shall proceed only over an established truck route and shall deviate only at the intersection with the street, upon which such traffic is permitted, according to Section 17-85, nearest to the destination point. Upon leaving the destination point, a deviating truck shall

return to the truck route by the most direct route.

(b) Multiple inside destination points. All trucks entering the City for multiple destination points shall proceed only over established truck routes and shall deviate only at the intersection with the street, upon which such traffic is permitted, according to Section 17-85, nearest to the first destination point. Upon leaving the first destination point a deviating truck shall proceed to other destination points by the nearest designated route under Sec. 17-85. Upon leaving the last destination point, a deviating truck shall return to the truck route by the most direct route.

(2) Trucks originating inside the County.

(a) Outside destination point. All trucks, on a trip originating in the County, and travelling in the City for a destination point outside the City shall proceed by the shortest direction over streets on which such traffic is permitted, according to Section 17-85, or on designated truck routes.

(b) Inside destination points. All trucks, on a trip originating in the County, and travelling in the City for destination points in the City shall proceed only over streets upon which such traffic is permitted according to Section 17-85 or designated truck routes.

(3) Overweight and Oversized Vehicles.

No other streets other than those designated shall be used by trucks without the driver and/or owner having first obtained from the Right-of-Way Department a special emergency permit therefore, which special permit may be obtained without charge.

STATE ROUTES - Thru Truck Routes

I-69 from west city limits to north city limits

U.S. 27 - Southbound

Lima Road from I-69 to Coliseum Boulevard
Northrop Street from Coliseum Boulevard to Clinton Street
Clinton Street from Northrop Street to Lafayette Street
Lafayette Street from Clinton Street to south city limits

U.S. 27 - Northbound

Lafayette Street from south city limits to Spy Run Avenue
Spy Run Avenue from Lafayette Street to Clinton Street
Clinton Street from Spy Run Avenue to Northrop Street
Northrop Street from Clinton Street to Coliseum Boulevard
Lima Raod from Coliseum Boulevard to I-69

U.S. 33 - Southbound

Goshen Road from I-69 to Coliseum Boulevard
Coliseum Boulevard from Goshen Road to Northrop Street
Northrop Street from Coliseum Boulevard to Clinton Street
Clinton Street from Northrop Street to Lafayette Street
Lafayette Street from Clinton Street to south city limits

U.S. 33 - Northbound

Lafayette Street from south city limits to Spy Run Avenue
Spy Run Avenue from Lafayette Street to Clinton Street
Clinton Street from Spy Run Avenue to Northrop Street
Northrop Street from Clinton Street to Coliseum Boulevard
Coliseum Boulevard from Northrop Street to Goshen Road
Goshen Road from Coliseum Boulevard to I-69

U.S. 24 - U.S. 30 - S.R. 14 - Eastbound

Goshen Road from I-69 to Coliseum Boulevard
Coliseum Boulevard from Goshen Road to Washington Boulevard
Washington Boulevard from Coliseum Boulevard to east city limits

U.S. 24 - U.S. 30 - S.R. 14 - Westbound

Washington Boulevard from east city limits to Coliseum Boulevard
Coliseum Boulevard from Washington Boulevard to Goshen Road
Goshen Road from Coliseum Boulevard to I-69

S.R. 1 - Southbound

I-69 from north city limits to Lima Road
Lima Road from I-69 to Coliseum Boulevard
Northrop Street from Coliseum Boulevard to Clinton Street
Clinton Street from Northrop Street to Lafayette Street
Lafayette Street from Clinton Street to Paulding Road
Paulding Road from Lafayette Street to Baer Field Thruway
Baer Field Thruway from Paulding Road to Bluffton Road
Bluffton Road from Baer Field Thruway to south city limits

S.R. 1 - Northbound

Bluffton Road from south city limits to Baer Field Thruway
Baer Field Thruway from Bluffton Road to Paulding Road
Paulding Road from Baer Field Thruway to Lafayette Street
Lafayette Street from Paulding Road to Spy Run Avenue
Spy Run Avenue from Lafayette Street to Clinton Street
Clinton Street from Spy Run Avenue to Northrop Street
Northrop Street from Clinton Street to Coliseum Boulevard
Lima Road from Coliseum Boulevard to I-69
I-69 from Lima Road to north city limits

S.R. 3 - Southbound

Lima Road from north city limits to I-69

S.R. 3 - Northbound

I-69 from Lima Road to north city limits

S.R. 37 - Northbound

Crescent Avenue from Coliseum Boulevard to Stellhorn Road
Stellhorn Road from Crescent Avenue to east city limits

S.R. 37 - Southbound

Stellhorn Road from east city limits to Crescent Avenue
Crescent Avenue from Stellhorn Road to Coliseum Boulevard

CITY STREETS - CITY TRUCK ROUTES

North - South Streets

South Anthony Boulevard from Pontiac Street to Wayne Trace
South Anthony Boulevard from U.S. 27 to Paulding Road
Ardmore Avenue from Lower Huntington Road to Taylor Street
Baer Road from Baer Field Thruway to Lower Huntington Rd.
Bluffton Road from south city limits to Brooklyn Avenue
Broadway from Creighton Avenue to Main Street
Brooklyn Avenue from Bluffton Road to Taylor Street
Catalpa Street from Taylor Street to Jefferson Boulevard
Clinton Street from Northrop Street to Coliseum Boulevard
Coldwater Road from Clinton Street to I-69
Coliseum Boulevard from Pontiac Street to Washington Boulevard
Crescent Avenue from East State Boulevard to Coliseum Boulevard
Ewing Street from Baker Street to Superior Street
Fairfield Avenue from Pontiac Street to Superior Street
Freeman Street from Taylor Street to Jefferson Boulevard
Goshen Road from Sherman Street to Coliseum Boulevard
Hobson Road from East State Boulevard to Stellhorn Road
Industrial Rd. from Coliseum Blvd. to Washington Center Road
Leesburg Road from Main Street to Spring Street
Lindenwood Avenue from Jefferson Boulevard to Spring Street
Sherman Street from St. Mary's River to Goshen Road
Tyler Avenue from Spring Street to West State Boulevard
VanBuren Street from Main Street to St. Mary's River
Wells Street from Superior Street to Fernhill Avenue

CITY STREETS - CITY TRUCK ROUTES

East - West Streets

Baer Field Thruway from Bluffton Road to Baer Road
Baker Street from Fairfield Avenue to Ewing Street
Covington Road from Jefferson Boulevard to Ardmore Avenue
Creighton Avenue from Broadway to Lafayette Street
Dalman Road from Baer Road to west city limits
Engle Road from Bluffton Road to west city limits
Fernhill Avenue from Wells Street to Northrop Street
Illinois Road from west city limits to Jefferson Boulevard
Jefferson Boulevard from west city limits to Main Street
Lower Huntington Road from Tillman Road to west city limits
Main Street from Jefferson Boulevard to Lafayette Street
New Haven Avenue from Wayne Trace to Coliseum Boulevard
Oxford Street from Lafayette Street to east city limits
Paulding Road from Lafayette Street to east city limits
Pontiac Street from Fairfield Avenue to Coliseum Boulevard
Spring Street from west city limits to Wells Street
East State Boulevard from east city limits to Clinton Street
West State Boulevard from west city limits to Wells Street
St. Joe Center Rd. from Washington Center Rd. to east city limits
Superior Street from Sherman Street to Lafayette Street
Taylor Street from Jefferson Boulevard to Broadway
Tillman Road from Lower Huntington Road to east city limits
Washington Center Road from west city limits to St. Joe Center Rd
Wayne Trace from Anthony Boulevard to Hessen Cassel Road

ARTICLE IX. BUSES, TRUCKS AND
OTHER HEAVY VEHICLES

Sec. 17-77. Intercity buses - Routes.

Any intercity common carrier of passengers, duly authorized to operate upon the streets of this city, shall operate its vehicles and maintain and provide service only upon the routes as number and described in schedule 15, maintained on file in the office of the traffic engineer. (Ord. 2726, 1.)

Sec. 17-78. Same - Loading zones.

No intercity common carrier or passenger vehicle shall stop, stand or park within the business district of this city, except at the loading zones described in schedule 16, maintained on file in the office of the traffic engineer. (Ord. 2726, 1.)

Sec. 17-79. Other city buses - Routes.

Any common carrier of passengers, other than intercity, duly authorized to operate upon the streets of this city shall operate its vehicles only on the routes prescribed in the franchise agreement between this city and such carrier. (Ord. 2726, 1.)

Sec. 17-80. Same - Loading zones.

Every common carrier of passengers vehicle, other than intercity, shall stop for the purpose of loading or unloading passengers within this city only at either (1) loading zones from time to time duly determined, designated and signed by the board of public safety, or

(2) In the absence of such a duly determined, designated and signed loading zone, in any block at such place in the block as the operator of such vehicle shall determine from time to time to be in the safety and convenience of the passengers. (Ord. No. 2726, 1, Ord. 2737, 1.)

Sec. 17-81. Restrictions on loading and unloading buses.

No common or contract carrier of passengers vehicle shall load or unload any passengers until such vehicle is parallel to

the curb and not more than one foot distant therefrom, except when prevented from so doing by an obstruction or other condition beyond its control. If there is no curb, all loading and unloading shall be done in such a manner as to cause no obstruction to the regular flow of traffic. (Ord. 2726, 1, Ord. 2737, 1)

Sec. 17-82. Definitions.

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meaning given herein. When no inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- (a) "City" is the City of Fort Wayne.
- (b) "County" is Allen County, Indiana.
- (c) "Deviating Truck" is a truck which leaves and departs from a truck route while traveling inside the City.
- (d) "Person" is any person, firm, partnership, association, corporation, company or organization of any kind.
- (e) "Truck" is any vehicle designed or operated for the transportation of property, and which is licensed to carry a combined body and load weight exceeding 30,000 pounds.
- (f) "Truck Route" is a way over certain streets, as designated herein, over and along which trucks coming into and going out of the City must operate.
- (g) "Residential Area" is a combination of contiguous city blocks having the majority of land use patterns and the majority of housing characteristics reflecting a residential nature and whose primary use can be seen to be residential in nature, and which is so designated as a residential area by the City of Fort Wayne Community Development and Planning Department.

Sec. 17-83. Application of Regulation.

All trucks within the city shall be operated only over and along the truck routes herein established and on the other designated streets over which truck travel is permitted.

(1) Exceptions. This Ordinance shall not Prohibit:

(a) Operation on street of destination. The operation of trucks upon any street where necessary to the conduct of business at a destination point, provided streets upon which such traffic is permitted are used until reaching the intersection nearest the destination point.

(b) Emergency vehicles. The operation of emergency vehicles upon any street in the city.

(c) Public utilities. The operation of trucks owned or operated by the city, public utilities, any contractor or material man, while engaged in the repair, maintenance or construction of streets, street improvements, or street utilities with the city.

(d) Detoured Trucks. The operation of trucks upon any officially established detour in any case where such truck could lawfully be operated upon the street for which such detour is established; whether by reason on an emergency. Said detour is temporary, permanent, or established.

(e) Farm vehicles. The operation of farm vehicles when loaded with farm crops having a point of origin within the County or a point of destination within the County upon truck routes and those streets designated in Sec. 17-85. For purposes of this ordinance, any truck hauling farm crops is a farm vehicle loaded with farm crops.

(2) Truck traffic in residential areas prohibited entirely during certain hours. Trucks shall not be operated in or through a residential area between the hours of 10 o'clock P.M. and 6 o'clock A.M., excepting designated state highway routes, notwithstanding the provisions of any other section of this article.

Sec. 17-84. Truck routes established.

There is hereby established within the city the following "Truck Routes":

(a) Outside Origin; Outside Destination. All trucks entering the City from a point of origin outside of the County for destination points outside the County shall operate only over the following designated routes:

STATE ROUTES - Thru Truck Routes

I-69 from west city limits to north city limits.

U.S. 27 - Southbound

Lima Road from I-69 to Coliseum Boulevard
Northrop Street from Coliseum Boulevard to Clinton Street
Clinton Street from Northrop Street to Lafayette Street
Lafayette Street from Clinton Street to south city limits

U.S. 27 - Northbound

Lafayette Street from south city limits to Spy Run Avenue
Spy Run Avenue from Lafayette Street to Clinton Street
Clinton Street from Spy Run Avenue to Northrop Street
Northrop Street from Clinton Street to Coliseum Boulevard
Lima Road from Coliseum Boulevard to I-69

U.S. 33 - Southbound

Goshen Road from I-69 to Coliseum Boulevard
Coliseum Boulevard from Goshen Road to Northrop Street
Northrop Street from Coliseum Boulevard to Clinton Street
Clinton Street from Northrop Street to Lafayette Street
Lafayette Street from Clinton Street to south city limits

U.S. 33 - Northbound

Lafayette Street from south city limits to Spy Run Avenue
Spy Run Avenue from Lafayette Street to Clinton Street
Clinton Street from Spy Run Avenue to Northrop Street
Northrop Street from Clinton Street to Coliseum Boulevard
Coliseum Boulevard from Northrop Street to Goshen Road
Goshen Road from Coliseum Boulevard to I-69

U.S. 24 - U.S. 30 - S. R. 14 - Eastbound

Goshen Road from I-69 to Coliseum Boulevard
Coliseum Boulevard from Goshen Road to Washington Boulevard
Washington Boulevard from Coliseum Boulevard to east city limits

U.S. 24 - U.S. 30 - S.R. 14 - Westbound

Washington Boulevard from east city limits to Coliseum Boulevard
Coliseum Boulevard from Washington Boulevard to Goshen Road
Goshen Road from Coliseum Boulevard to I-69

S.R. 1 - Southbound

I-69 from north city limits to Lima Road
Lima Road from I-69 to Coliseum Boulevard
Northrop Street from Coliseum Boulevard to Clinton Street
Clinton Street from Northrop Street to Lafayette Street
Lafayette Street from Clinton Street to Paulding Road
Paulding Road from Lafayette Street to Baer Field Thruway
Baer Field Thruway from Paulding Road to Bluffton Road
Bluffton Road from Baer Field Thruway to south city limits

S.R. 1 - Northbound

Bluffton Road from south city limits to Baer Field Thruway
Baer Field Thruway from Bluffton Road to Paulding Road
Paulding Road from Baer Field Thruway to Lafayette Street
Lafayette Street from Paulding Road to Spy Run Avenue
Spy Run Avenue from Lafayette Street to Clinton Street
Clinton Street from Spy Run Avenue to Northrop Street
Northrop Street from Clinton Street to Coliseum Boulevard
Lima Road from Coliseum Boulevard to I-69
I-69 from Lima Road to north city limits

S.R. 3 - Southbound

Lima Road from north city limits to I-69

S.R. 3 - Northbound

I-69 from Lima Road to north city limits

S.R. 37 - Northbound

Crescent Avenue from Coliseum Boulevard to Stellhorn Road
Stellhorn Road from Crescent Avenue to east city limits

S.R. 37 - Southbound

Stellhorn Road from east city limits to Crescent Avenue
Crescent Avenue from Stellhorn Road to Coliseum Boulevard

Sec. 17-85. Designated streets for truck use.

In addition to those streets in the City constituting a part of a truck route as established herein, the following streets, and no others, shall be used for truck traffic:

(a) North-South Streets:

South Anthony Boulevard from Washington to Pontiac Street
South Anthony Boulevard from U.S. 27 to Paulding Road
Ardmore Avenue from Lower Huntington Road to Taylor Street
Baer Road from Baer Field Thruway to Lower Huntington Road
Bluffton Road from south city limits to Brooklyn Avenue
Broadway from Creighton Avenue to Main Street
Brooklyn Avenue from Bluffton Road to Taylor Street
Catalpa Street from Taylor Street to Jefferson Boulevard
Clinton Street from Northrop Street to Coliseum Boulevard
Coldwater Road from Clinton Street to I-69
Coliseum Boulevard from Pontiac Street to Washington Blvd.
Crescent Avenue from East State Boulevard to Coliseum Blvd.
Ewing Street from Baker Street to Superior Street
Fairfield Avenue from Pontiac Street to Superior Street
Freeman Street from Taylor Street to Jefferson Boulevard
Goshen Road from Sherman Street to Coliseum Boulevard
Hobson Road from East State Boulevard to Stellhorn Road
Industrial Road from Coliseum Blvd. to Washington Center Rd.
Leesburg Road from Main Street to Spring Street
Lindenwood Avenue from Jefferson Boulevard to Spring Street
Sherman Street from St. Mary's River to Goshen Road
Tyler Avenue from Spring Street to West State Boulevard
VanBuren Street from Main Street to St. Mary's River
Wells Street from Superior Street to Fernhill Avenue

(b) East-West Streets:

Baer Field Thruway from Bluffton Road to Baer Road
Baker Street from Fairfield Avenue to Ewing Street
Covington Road from Jefferson Boulevard to Ardmore Avenue
Creighton Avenue from Broadway to Lafayette Street
Dalman Road from Baer Road to west city limits
Engle Road from Bluffton Road to west city limits
Fernhill Avenue from Wells Street to Northrop Street
Illinois Road from west city limits to Jefferson Boulevard
Jefferson Boulevard from west city limits to Maumee Avenue
Lower Huntington Road from Tillman Road to west city limits
Main Street from Jefferson Boulevard to Lafayette Street
Maumee Avenue from Washington Street to Jefferson Street
New Haven Avenue from Wayne Trace to Coliseum Boulevard
Oxford Street from Lafayette Street to east city limits
Paulding Road from Lafayette Street to east city limits
Pontiac Street from Fairfield Avenue to Coliseum Boulevard
Spring Street from west city limits to Wells Street
East State Boulevard from east city limits to Clinton Street
West State Boulevard from west city limits to Wells Street
St. Joe Center Rd. from Washington Center Rd. to east city limits
Superior Street from Sherman Street to Lafayette Street

Taylor Street from Jefferson Boulevard to Broadway
Tillman Road from Lower Huntington Road to east city limits
Washington Center Rd. from west city limits to St. Joe Center Rd.
Washington Boulevard from east city limits to Jefferson Boulevard
Wayne Trace from Anthony Boulevard to Oxford Street

Sec. 17-86. Truck traffic in the city.

(1) Trucks originating outside of the county.

(a) One inside destination point. All trucks entering the city for a destination point in the city shall proceed only over an established truck route and shall deviate only at the intersection with the street, upon which such traffic is permitted, according to Section 17-85, nearest to the destination point. Upon leaving the destination point, a deviating truck shall return to the truck route by the shortest permissible route.

(b) Multiple inside destination points. All trucks entering the city for multiple destination points shall proceed only over established truck routes and shall deviate only at the intersection with the street, upon which such traffic is permitted, according to Section 17-85, nearest to the first destination point. Upon leaving the first destination point a deviating truck shall proceed to other destination points by the nearest permissible route under Sec. 17-85. Upon leaving the last destination point, a deviating truck shall return to the truck route by the shortest permissible route.

(2) Trucks originating inside the county.

(a) Outside destination point. All trucks, on a trip originating in the county, and traveling in the city for a destination point outside the city shall proceed by the shortest direction over streets on which such traffic is permitted, according to Section 17-85, or on designated truck routes.

(b) Inside destination points. All trucks, on a trip originating in the county, and traveling in the city for destination points in the City shall proceed only over streets upon which such traffic is permitted according to Section 17-85 or designated truck routes.

(3) No other streets other than those above designated shall be used by trucks without the driver and/or owner having first obtained from the Right-of-Way Department a special

emergency permit therefore, which special permit may be obtained without charge.

Sec. 17-87. Enforcement.

(a) Traffic Engineer. The Traffic Engineer shall keep and maintain accurate maps setting out truck routes and streets upon which truck traffic is permitted; the maps shall be kept on file in the office of the traffic engineer and shall be available to the public.

(b) Weigh-In. The Chief of Police shall have the authority to require any person driving or in control of any commercial vehicle not proceeding over a truck route or street over which truck traffic is permitted to proceed to any public or private scale available for the purpose of weighing and determining whether this Ordinance has been complied with.

Sec. 17-88. Truck loads causing litter.

No person shall drive or move any truck or other vehicle within the city unless such vehicle is so constructed or loaded as to prevent any of its load or contents from being blown or deposited upon any street, roadway, sidewalk, alley or other public place; nor shall any person drive or move any vehicle or truck within the city, the wheels or tires of which carry onto or deposit in any street, roadway, alley or other public place any mud, dirt, sticky substances or foreign matter of any kind. (Ord. G-34,1.)

Sec. 17-89. Penalties.

Every person convicted of a violation of this section shall be punished by a fine of two hundred fifty dollars (\$250.00) plus court cost.

Sec. 17-90. Severability.

(a) If any provision or term of this chapter, or any application thereof, is held invalid, the invalidity shall not affect other applications of the provisions of terms of this chapter which reasonably can be given effect without the invalid provision or term for the application thereof.

(b) Article IX shall be completely reviewed by the proper governmental authority upon completion of each leg of the new Fort Wayne byPass.

Sec. 17-91. Truck parking restrictions.

The driver of a vehicle with an overall length of more than twenty (20) feet, or with an overall width of more than seven (7) feet, six (6) inches, shall not park such vehicle on or in any street or alley or driveway in any residential district in the city, except temporarily while actually engaged in loading or unloading freight or other materials on or from such vehicle, nor shall any truck-tractor, farm tractor, road tractor, semi-trailer, pull tractor, or any other commercial vehicle be parked on or in any driveway, street, or alley in any residential district, except temporarily while said vehicle is being used for unloading freight or other materials on or from such vehicle. (Ord. 2736, 1; Ord. No. G-15-84, 2, 7-24-84)

Sec. 17-92. Load limits on bridges.

(a) The board of public works is hereby authorized, by resolution regularly adopted, to reduce the gross load weight allowed on any bridge, causeway or viaduct below that prescribed by state law, whenever such board may determine that the maximum load otherwise permitted is greater than such bridge, causeway or viaduct can sustain without serious damage or with safety to itself.

(b) When signs are erected pursuant to this section in a conspicuous place at the end of the structure, indicating the gross weight allowed on any such bridge, causeway, or viaduct, no vehicle shall be moved over such bridge, causeway, or viaduct when the gross weight of such vehicle is greater than that allowed on such bridge, causeway or viaduct. (Ord. 2726, 1.)



The City of Fort Wayne

October 25, 1985

Ms. Trudy Sterling
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Sterling:

Please give the attached full coverage on the date of October 30, 1985, in both the News Sentinel and Journal Gazette.

RE: Notice for Common Council
of Fort Wayne, IN

Notice of Public Hearing
Bill No. G-85-10-44
Bill No. S-85-10-33

Please send us 4 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

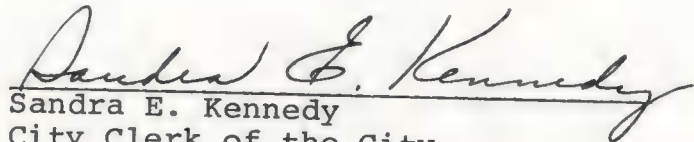
SEK/ne
ENCL: 2

FORT WAYNE COMMON COUNCIL

NOTICE OF PUBLIC HEARING

BILL NO. S-85-10-33

Notice is hereby given that on Tuesday, November 12, 1985, at 7:00 P.M., o'clock, Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, will hold a public hearing on BILL NO. S-85-10-33 -- AN ORDINANCE amending Article IX of Chapter 17 of the Municipal Code entitled "Buses, Trucks and other Heavy Vehicles"

A handwritten signature in cursive script, reading "Sandra E. Kennedy", written over a horizontal line.

Sandra E. Kennedy
City Clerk of the City
of Fort Wayne, Indiana

PUBLISHER'S CLAIM

LINE COUNT		
Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines		
Head	number of lines	3
Body	number of lines	8
Tail	number of lines	3
Total number of lines in notice		14

COMPUTATION OF CHARGES		
14	lines, 1 columns wide equals 14 equivalent lines at .300¢	\$ 4.20
cents per line		
Additional charge for notices containing rule or tabular work (50 per cent of above amount)		
Charge for extra proofs of publication (50 cents for each proof in excess of two) 2 extra		1.00
TOTAL AMOUNT OF CLAIM		\$ 5.20

DATA FOR COMPUTING COST		
Width of single column 12.5 picas	Size of type 6	point
Number of insertions 1	Size of quad upon which type is cast 6	

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla Rose

Date Oct. 30 19 85 Title CLERK

FORM #904

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Rose who, being duly sworn, says that he/she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time the dates of publication being as follows: 10/30/85

Subscribed and sworn to me before this 30th day of October 19 85

Anne M. Perkins
Notary Public

My commission expires November 29, 1985

FORT WAYNE COMMON COUNCIL
NOTICE OF PUBLIC HEARING
BILL NO. S-85-10-33

Notice is hereby given that on Tuesday, November 12, 1985, at 7:00 P.M., o'clock, Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, will hold a public hearing on BILL NO. S-85-10-33 - AN ORDINANCE amending Article IX of Chapter 17 of the Municipal Code entitled "Buses, Trucks and other Heavy Vehicles."

Sandra E. Kennedy
City Clerk of the City
of Fort Wayne, Indiana

10-30

Fort Wayne Common Council
(Governmental Unit)
Allen County, IN

To NEW-SENTINEL Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines
Head number of lines
Body number of lines
Tail number of lines
Total number of lines in notice

COMPUTATION OF CHARGES

14 lines, 1 columns wide equals 14 equivalent lines at 300¢ \$ 4.20
Additional charge for notices containing rule or tabular work (50 per cent of above amount)
Charge for extra proofs of publication (50 cents for each proof in excess of two) 2 extra 1.00
TOTAL AMOUNT OF CLAIM \$ 5.20

DATA FOR COMPUTING COST

Width of single column 12.5 picas Size of type 6 point
Number of insertions 1 Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla Roose

Date Oct. 30, 19 85

Title CLERK

FORM #903

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time, the dates of publication being as follows:

10/30/85

Subscribed and sworn to me before this 30th day of October 19 85

Anne M. Perkins Notary Public

My commission expires November 29, 1985

FORT WAYNE COMMON COUNCIL
NOTICE OF PUBLIC HEARING
BILL NO. S-85-10-33
Notice is hereby given that on Tuesday, November 12, 1985, at 7:00 P.M., o'clock, Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, will hold a public hearing on BILL NO. S-85-10-33 - AN ORDINANCE amending Article IX of Chapter 17 of the Municipal Code entitled "Buses, Trucks and other Heavy Vehicles."
Sandra E. Kennedy
City Clerk of the City
of Fort Wayne, Indiana
10-30

BILL NO 585-10-

SPECIAL ORDINANCE NO _____

AN ORDINANCE AMENDING ^{ARTICLE IX OF} CHAPTER 17 OF
TITLE MUNICIPAL CODE ENTITLED "BUSES
TRUCKS AND OTHER HEAVY VEHICLES"

WHEREAS, ARTICLE IX OF CHAPTER 17 OF THE
FORT WAYNE MUNICIPAL CODE IS IN NEED OF
REVISION

NOW, THEREFORE BE IT ORDAINED BY THE
COMMON COUNCIL OF FORT WAYNE, INDIANA:

SECTION 1. That Article IX ^{of Chapter 17} ~~of~~ is hereby
← repealed and replaced with a new
Article IX of chapter 17 of the municipal
code entitled "Buses, Trucks and Other
Heavy Vehicles", which new ~~section~~ Article is
annexed hereto.

SECTION 2. That this ordinance shall be
in full force and effect on the 10th day of January,
1986, providing it is first passed by the Common
Council and receives all necessary approval by the
Mayor, and is duly published prior to said effective
date.

COUNCIL MEMBER

Approved as to form and legality:

S. A. C. City Council Attorney

BILL NO. S-85-10-33 (as amended)

REPORT OF THE COMMITTEE ON PUBLIC RELATIONS

WE, YOUR COMMITTEE ON PUBLIC RELATIONS TO WHOM WAS
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending Article IX of
Chapter 17 of the Municipal Code entitled "Buses, Trucks and other
Heavy Vehicles"

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION AND BEG
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)
(~~RESOLUTION~~)

YES

NO

JAMES S. STIER
CHAIRMAN

JANET G. BRADBURY
VICE CHAIRWOMAN

BEN A. EISBART

CHARLES B. REDD

DONALD J. SCHMIDT

THOMAS C. HENRY

MARK E. GIAQUINTA

PAUL M. BURNS

SAMUEL J. TALARICO

CONCURRED IN 11-26-85

SANDRA E. KENNEDY
CITY CLERK